

**RESOLUTION NO. OB-\_\_\_\_\_**

**A RESOLUTION OF THE CITY OF MONTEBELLO OVERSIGHT  
BOARD RATIFYING THE APPROVAL AND EXECUTION OF A  
SETTLEMENT AGREEMENT**

**WHEREAS**, an action has been pending in the Los Angeles Superior Court, State of California, entitled *Ara Sevacherian, et al. v. Community Redevelopment Agency of the City of Montebello, et al.*, Los Angeles Superior court Case No. BC437787 (the “Sevacherian Action”).

**WHEREAS**, at its meeting of February 6, 2013, the Oversight Board provided settlement authority to its Chairperson with regard to settlement of the Sevacherian Action, the terms of which are consistent with the terms and conditions of the “Settlement Agreement”, as defined below.

**WHEREAS**, at its meeting of February 6, 2013, the Oversight Board requested that the Successor Agency approve the settlement of the Sevacherian Action.

**WHEREAS**, the parties to the Sevacherian Action engaged in settlement discussions with regard to the Sevacherian Action, including proceedings in Los Angeles Superior Court before Judge Bendix, all of which eventuated in a settlement agreement in the form of Exhibit “A” hereto (the “Settlement Agreement”).

**WHEREAS**, the termination of the agreement that is the subject of the Sevacherian Action or the renegotiation of such agreement in the manner provided for in the Settlement Agreement will reduce liabilities and will increase net revenues to the taxing agencies and will be in the best interests of the taxing agencies within the meaning of Health and Safety Code Section 34181(e).

**NOW, THEREFORE**, the Montebello Oversight Board hereby resolves as follows:

**SECTION 1.** The Oversight Board finds and determines that the termination of the agreement that is the subject of the Sevacherian Action or the renegotiation of such agreement in the manner provided for in the Settlement Agreement will reduce liabilities and will increase net revenues to the taxing agencies and will be in the best interests of the taxing agencies within the meaning of Health and Safety Code Section 34181(e).

**SECTION 2.** The Oversight Board ratifies its previous approval of settlement of the Sevacherian Action on those terms more particularly set forth in the Settlement Agreement.

**SECTION 3.** The Oversight Board requests the Successor Agency, upon its execution of the Settlement Agreement, include the Settlement Agreement on such recognized obligation schedules as are prepared from time to time by the Successor Agency, as more particularly set forth in the Settlement Agreement.

**SECTION 4.** The Oversight Board authorizes and directs the Successor Agency staff, on behalf of the Oversight Board, to provide written notice to the Department of Finance of the

Oversight Board's approval of the Settlement Agreement in the manner required by Health and Safety Code Section 34179(h)

**SECTION 5.** The Oversight Board Secretary shall certify to the adoption of this Resolution.

APPROVED AND ADOPTED on this 21st day of February, 2013.

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Richard Bruckner, Chairperson  
City of Montebello Oversight Board

ATTEST

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Secretary City of Montebello Oversight Board

I HEREBY CERTIFY that the foregoing resolution was duly adopted by the by the City of Montebello Oversight Board at a special meeting held on the 21st day of February, 2013 by the following vote:

AYES:

NOES:

ABSENT:

ABSTAIN:

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Secretary City of Montebello Oversight Board

**EXHIBIT “A”**

**SETTLEMENT AGREEMENT**